

AUG 03 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

KY NGOC TRUONG,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 05-75755

Agency No. A075-521-695

MEMORANDUM\*

On Petition for Review of an Order of the  
Board of Immigration Appeals

Submitted July 29, 2009\*\*

Before: WALLACE, LEAVY, and HAWKINS, Circuit Judges.

Ky Ngoc Truong, a native of Vietnam and citizen of Sweden, petitions for review of the Board of Immigration Appeals' order denying his second motion to reconsider. We dismiss the petition for review.

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\* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

\*\* The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

We lack jurisdiction to review the petition because the only agency order from which Truong has petitioned for review is not a final order of removal. *See* 8 U.S.C. § 1252(b)(9).

**PETITION FOR REVIEW DISMISSED.**